IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 789 OF 2006

IN

WRIT PETITION NO. 98 OF 2006

SHRI ALLAN VALLES ....Applicant

Versus

SMT. ALKA ATCHUT TELI & 4 ORS., ...Respondents

Ms. P. Bharne, Advocate for the Applicant.
Mr. Edwin De Monte Furtado For Respondents

Coram:- J. N. PATEL, J.

Date:- 1st December, 2006

P.C.:

Heard.

This is an application for stay of the purchase proceedings pursaunt to the order passed by the Mamlatdar which was subject matter of challenge before the Collector as well as the Tribunal which has decided against the petitioner and which has been challenged before this Court.

In the facts and circumstances of the case, no prejudice would be caused to the petitioner even if the respondents are allowed to proceed in the matter and permitted to purchase the property of which they have been declared as mundkars as ultimately it will be subject to the final decision of the petition.

Further the learned counsel appearing for the respondents makes a statement that the respondents would not create any encumberance on the

said property or create any third party rights or alienate the property. The said statement is accepted and is taken as an undertaking given to this court.

Therefore the application is rejected.

J. N. PATEL, J.

sl.